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3 UNITED STATES DISTRICT COURT

## 4 DISTRICT OF NEVADA

5 ARNOLD ANDERSON,

Case No. 3:22-cv-00070-ART-CSD

6 v. Petitioner,

ORDER

7 WILLIAM GITTERE, et al.,

8 Respondents.

9 This habeas matter is before the Court on Respondents' motion for  
10 enlargement of time of 90 days to file their response to Petitioner Arnold  
11 Anderson's petition for writ of habeas corpus. (ECF No. 43.) This is Respondents'  
12 first request for an extension of this deadline since this Court modified the  
13 briefing schedule and third request overall. (*Id.*) Respondents' counsel explains  
14 that she needs an extension of time due to her ongoing health issues, her  
15 increased workload from departing colleagues, and her obligation under a court  
16 order to prioritize the completion of a reply in a different matter. (*Id.* at 2.)  
17 Anderson moved for the granting of relief on April 3, 2023, explaining, in part,  
18 that he never received Respondents' motion for an extension and requesting that  
19 this Court release him from prison. (ECF No. 47.) Due to (1) Respondents' timely  
20 motion for an extension, which was unexplainably never received by Anderson,  
21 and (2) Respondents' representations in their motion, this Court finds good cause  
22 to grant Respondents' motion, in part. Specifically, this Court will grant  
23 Respondents 45 days—rather than 90 days—to file their response to the petition  
24 for writ of habeas corpus. However, there is no basis for this Court to grant  
25 Anderson's motion for release.

26 It is therefore ordered that Respondents' motion for extension of time [ECF  
27 No. 43] is granted, in part. Respondents will have up to and including 45 days  
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1 from the date of this order to file their response to Petitioner Arnold Anderson's  
2 petition for writ of habeas corpus. Absent extraordinary circumstances, any  
3 future requests for an extension of this deadline will be viewed unfavorably.

4 It is further ordered that Petitioner's motion to grant relief [ECF No. 47] is  
5 denied.

6 DATED THIS 7<sup>th</sup> day of April 2023.

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9 ANNE R. TRAUM  
10 UNITED STATES DISTRICT JUDGE  
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